

EMBASSY OF THE
UNITED STATES OF AMERICA

No. 055

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Republic of Hungary and has the honor to refer to earlier discussions between representatives of the two Governments regarding grants under the Foreign Assistance Act of 1961, as amended, or successor legislation, and the furnishing of defense articles, related training, or other defense services from the United States to Hungary.

In accordance with these discussions, it is proposed that the Government of Hungary agree:

A. That the Government of Hungary will not, unless the consent of the United States Government has first been obtained:

(I). Permit any use of any such defense article or related training or other defense service by anyone not an officer, employee or agent of the Government of Hungary;

(II). Transfer or permit any officer, employee or agent of the Government of Hungary to transfer such articles or related training or other defense services by gift, sale or otherwise; or



(III). Use or permit the use of such articles or related training or other defense services for purposes other than those for which provided:

B. That said articles or related training or defense services shall be returned to the United States Government when they are no longer needed for the purposes for which they were furnished, unless the United States Government consents to another disposition;

C. That the net proceeds of sale received by the Government of Hungary in disposing of, with prior written consent of the United States Government, any defense article furnished by the United States Government on a grant basis, including scrap from any such defense article, will be paid to the United States Government; and

D. That the Government of Hungary will maintain the security of such articles, related training, or other defense services; that it will provide substantially the same degree of security protection afforded to such articles or related training or other defense services by the United States Government; that it will, as the United States may require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United States with regard to the use thereof by the Government of Hungary.

2. That the Government of the United States may also from time to time make the provision of other defense articles, related training or other defense services furnished under other authority (except the United States Arms Export Control Act) subject to the terms and conditions of this agreement. (Transfers under the United States Arms Export Control Act shall continue to be governed by the requirements of that act and United States regulations applicable to such transfers.)

The Ministry's reply stating that the forgoing is acceptable to the Government of Hungary shall, together with this note, constitute an agreement between the two Governments to be effective upon the date of the Minister's reply.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs the assurances of its highest consideration.

Embassy of the United States of America,
Budapest, February 12, 1993.



REPUBLIC OF HUNGARY
MINISTRY FOR FOREIGN AFFAIRS

2402 /BEEFO

NOTE VERBALE

The Ministry for Foreign Affairs of the Republic of Hungary presents its compliments to the Embassy of the United States of America and has the honor to inform it that in accordance with the Note No. 055 of the Embassy of the United States of America the Government of the Republic of Hungary agrees:

A. That the government of Hungary will not, unless the consent of the United States Government has first been obtained:

(I). Permit any use of any such defense article or related training or other defense service by anyone not an officer, employee or agent of the Government of Hungary;

(II). Transfer or permit any officer, employee or agent of the Government of Hungary to transfer such articles of related training or other defense services by gift, sale or otherwise; or

(III). Use or permit the use of such articles or related training or other defense services for purposes other than those for which provided;

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B. That said articles or related training or defense services shall be returned to the United States Government when they are no longer needed for the purposes for which they were furnished, unless the United States Government consents to another disposition;

C. That the net proceeds of sale received by the Government of Hungary in disposing of, with prior written consent of the United States Government, any defense article furnished by the United States Government on a grant basis, including scrap from any such defense article, will be paid to the United States Government; and

D. That the Government of Hungary will maintain the security of such articles, related training, or other defense services; that it will provide substantially the same degree of security protection afforded to such articles or related training or other defense services by the United States Government; that it will, as the United States may require, permit continuous observation and review by, and furnish necessary information to, representatives of the Government of the United States with regard to the use thereof by the Government of Hungary.

E. That the Government of the United States may also from time to time make the provision of other defense articles, related training or other defense services furnished under the authority (except the United States Arms Export Control Act) subject of the terms and conditions of this agreement. (Transfers under the United States Arms Export Control Act shall continue to be governed by the requirements of that act and United States regulations applicable to such transfers.)

The present reply of the Ministry for Foreign Affairs to the Note No. 055 stating that the foregoing is acceptable to the Government of the Republic of Hungary, shall together with the Note No. 055 constitute an agreement between the two Governments to be affected upon the date of this reply.

The Ministry for Foreign Affairs of the Republic Hungary avails itself of this opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.

Budapest, August 31, 1993.